

JAN 24 2013

JULIA C. DUDLEY, CLERK  
BY: *S. D. Dudley*  
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**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
HARRISONBURG DIVISION**

UNITED STATES OF AMERICA ) Criminal Case No. 5:09cr00015-1  
 )  
v. ) 2255 FINAL ORDER  
 )  
 )  
SERGIO MUJICA. ) By: Samuel G. Wilson  
 ) United States District Judge

In accordance with the accompanying Memorandum Opinion, it is hereby **ORDERED** and **ADJUDGED** that the government's motion to dismiss (ECF No. 342) is **GRANTED**; Mujica's motion pursuant to 28 U.S.C. § 2255 (ECF No. 336) is **DISMISSED**; and this action is **STRICKEN** from the active docket of this court. Further, finding that Mujica has failed to make a substantial showing of the denial of a constitutional right, as required by 28 U.S.C. § 2253(c)(1), a certificate of appealability is **DENIED**.

The Clerk is directed to send copies of this Order and the accompanying Memorandum  
Opinion to the parties.

**ENTER:** January 24, 2013.



A handwritten signature in black ink, appearing to read "John Doe", is written over a horizontal line. The signature is fluid and cursive, with a large, sweeping flourish on the right side.